

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – A.P. Medical & Health Service – Dr. C. Anjaneyulu, Civil Assistant Surgeon, District Hospital, Nandyal, Kurnool district – Allegations of possession of assets disproportionate to the known sources of income – Prosecuted in a court of Law – Convicted by the Hon’ble Court of the I Additional Special Judge for SPE & ACB Cases cum Additional Chief Judge, City Civil Court, Hyderabad in C.C. No. 28 of 2006 – Penalty of dismissal from service – Awarded –Orders – Issued.

HEALTH, MEDICAL & FAMILY WELFARE (VC-1) DEPARTMENT

G.O. Ms. No. 359

Dated:28-12-2010

Read the following:-

- 1) From the Director General, Anti-Corruption Bureau, A.P., Letter Rc. No. 211/RCA-KUR/2002-S6, dated 25.10.2004.
- 2) G.O. Ms. No. 87, Health Medical & Family Welfare (VC.I) Department, dated 25.03.2006.
- 3) Judgment, dated 18.11.2010 of the Hon’ble I Additional Special Judge for SPE & ACB Cases cum Additional Chief Judge, City Civil Court, Hyderabad in C.C. No. 28 of 2006.
- 4) From the Director General, Anti-Corruption Bureau, A.P., Letter Rc. No. 211/RCA-KUR/2002-S6, dated 30.11.2010.

ORDER:

In the reference first read above, the Director General, Anti-Corruption Bureau, A.P. has submitted that Dr. S. Anjaneyulu, Civil Assistant Surgeon, District Hospital, Nandyal, Kurnool district was in possession of assets disproportionate to the known sources of income to an extent of Rs. 23,35,715/- and recommended for his prosecution in a court of law for the offences committed under section 13 (1)(e) read with section 13 (2) of the Prevention of Corruption Act, 1988. Having satisfied with the evidence, the Government have accepted the recommendation of the Director General, Anti Corruption Bureau and accordingly in the G.O. second read above, issued orders according sanction for prosecution of Dr. S. Anjaneyulu, Civil Assistant Surgeon.

2. In the reference third read above, the Hon’ble I Additional Special Judge for SPE & ACB Cases cum Additional Chief Judge, City Civil Court, Hyderabad has pronounced judgment on 18.11.2010 in C.C. No. 28 of 2006 holding that the prosecution has proved its case against Accused Officer beyond reasonable doubt that the Accused Officer was in possession of assets worth Rs. 9,02,252/- (Rupees Nine lakh Two thousand Two hundred and Fifty Two only) disproportionate to his known sources of income. Therefore, the Accused Officer was found guilty of offence under section 13 (1)(e) read with section 13 (2) of the Prevention of Corruption Act, 1988 and accordingly he has been convicted under section 248 (2) Cr. P.C. for the said charge. The Accused Officer has been sentenced to undergo Rigorous Imprisonment for a period of 3 (three) years and to pay a fine of Rs. 5,000/- (Rupees Five thousand only) and, in default to pay fine amount, to undergo simple imprisonment for a period of 6 (six) months for the charge under Section 13 (1)(e) punishable under Section-13 (2) of the Act. As regards to the disproportionate assets found worth Rs. 9,02,252/- (Rupees Nine lakh Two thousand Two hundred and Fifty Two only), " the Accused Officer was directed to deposit the said amount within 2 (two) months from the date of judgment, and if he fails to do so the prosecution would at liberty to recover the said amount from item No. 5 of movable assets of Accused Officer worth Rs. 9,02,252/- by confiscating the same to the State."

3. The Government, having examined the matter, with reference to the Judgment of Additional Chief Judge, City Civil Court, Hyderabad has come to the conclusion that conviction by the Court of law has established the culpability of Dr. S. Anjaneyulu, Civil Assistant Surgeon beyond reasonable doubt. The penalty to be imposed in a case of proven bribery and corruption, as per the first proviso to Rule 9 of A.P. Civil Services (CC&A) Rules, 1991 is dismissal / removal from service. Accordingly and in terms of orders issued in G.O. Ms. No. 2, General Administration (Services-D) Department, dated 04.01.1999, Dr. S. Anjaneyulu, Civil Assistant Surgeon is liable to be dismissed from service for having found guilty of the charges framed against him under Section 13 (1)(e) read with Section 13(2) of the Prevention of Corruption Act, 1988.

4. The Government, therefore, in exercise of the powers conferred by rule 9 read with Rule 25 of A.P. Civil Services (CC&A) Rules, 1991 and in terms of the orders issued in G.O Ms. No. 2, General Administration (Services) Department, dated 04.01.1999, hereby dismiss Dr. S. Anjaneyulu, Civil Assistant Surgeon, District Hospital, Nandyal, Kurnool district from service with immediate effect.

5. The Commissioner, A.P Vaidya Vidhana Parishad, Hyderabad shall take necessary further action in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr.P.V.RAMESH
PRINCIPAL SECRETARY TO GOVERNMENT

To

Dr. S. Anjaneyulu, Civil Assistant Surgeon,
District Hospital, NANDYAL, Kurnool district
(through the Commissioner, A.P.Vaidya Vidhana Parishad, Hyderabad).
The Commissioner, Printing, Stationery & Stores Purchase, Chanchalguda,
HYDERABAD

(with a request to publish the order in the next issue of the A.P. Gazette
and furnish 10 copies for record).

The Commissioner, A.P.Vaidya Vidhana Parishad, Hyderabad.

Copy to:

The Director General, Anti Corruption Bureau, A.P., Hyderabad.

The Secretary to Vigilance Commissioner,
APVC, H.Block, Secretariat.

The OSD to Minister (M&H)

The PS to Principal Secretary (M&H)

The District Co-Ordinator of Hospital Services, KURNOOL.

Sf.

//FORWARDED::BY ORDER//

SECTION OFFICER